

Before The  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

In re Applications of	)	MM Docket No. 99-153
	)	
READING BROADCASTING, INC.	)	File No. BRCT-940407KF
	)	
For Renewal of License of	)	
Station WTVE(TV), Channel 51	)	
Reading, Pennsylvania	)	
	)	
and	)	
	)	
ADAMS COMMUNICATIONS CORPORATION	)	File No. BPCT-940630KG
	)	
For Construction Permit for a New	)	
Television Station to Operate on	)	
Channel 51, Reading, Pennsylvania	)	

**RECEIVED**

MAR 20 2000

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

To: Magalie Roman Salas, Secretary  
for direction to  
The Honorable Richard L. Sippel  
Administrative Law Judge

SUPPLEMENT TO "SECOND STATUS REPORT  
CONCERNING DISCOVERY ON PHASE II ISSUES  
AND REQUEST TO HOLD PROCEDURAL DATES IN ABEYANCE"

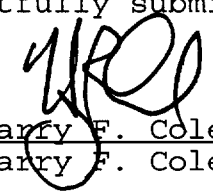
1. Adams Communications Corporation ("Adams"), pursuant to the informal conference call among the Presiding Judge and counsel for Reading Broadcasting, Inc. ("RBI"), Adams and the Enforcement Bureau held on March 20, 2000, hereby supplements its "Second Status Report Concerning Discovery on Phase II Issues" to include the attached letter and accompanying documents. The letter, from undersigned counsel to Alan Geolot, Esquire, is dated today, March 20, 2000, describes the conference call of this morning, and requests Mr. Geolot's cooperation in submitting to the Presiding Judge, for in camera inspection, the documents listed on the "Privilege Log" previously provided by Mr. Geolot

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to undersigned counsel. A copy of that Privilege Log is included as an attachment to the letter.

2. During the conference call this morning undersigned counsel indicated that he would telephone Mr. Geolot about the matters set forth in the accompanying letter. However, upon further consideration, and in light of the nature of the communication involved, it seemed more appropriate to present these matters in writing, so that a clear record of the communication would be available to prevent any confusion concerning exactly what was said. Accordingly, the letter was sent in lieu of a telephone call. Since the letter was telecopied to Mr. Geolot within three hours of the conclusion of the conference call, it does not appear that any unnecessary delay was caused by this approach.

Respectfully submitted,

  
/s/ Harry F. Cole  
Harry F. Cole

Bechtel & Cole, Chartered  
1901 L Street, N.W.  
Suite 250  
Washington, D.C. 20036  
(202) 833-4190

Counsel for Adams Communications  
Corporation

March 20, 2000

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March 20, 2000

BY TELECOPY - 736-8711

Alan C. Geolot, Esquire  
Sidley & Austin  
1722 Eye Street, N.W.  
Washington, D.C. 20006

Dear Alan:

First, let me apologize for not returning your calls from late last week or this morning. On Thursday I was in only a few hours in the afternoon, and I was not in at all on Friday because of dental surgery on Friday morning.

This morning, an informal conference call was held among Judge Sippel, Tom Hutton, Jim Shook (counsel for the FCC's Enforcement Bureau) and me concerning the status of discovery. I had advised the Court and all parties that I intended to move to compel the production of the materials listed in the Privilege Log you faxed to me on Wednesday afternoon. A copy of that Privilege Log is attached for your ease of reference. Judge Sippel indicated his preference that the documents in question be submitted to him as soon as possible for his in camera inspection. He instructed me to contact you to see if such submission could be arranged for today or tomorrow. In order to assure that documents to be delivered to Judge Sippel are properly handled, he suggested that, when you are ready to ship the materials down the Judge's chambers, you first contact his administrative assistant, Shiela Parker, and arrange to pass the materials directly to Ms. Parker in the FCC lobby. Ms. Parker can be reached at (202) 418-2280.

I assume that, in submitting the documents to Judge Sippel for his in camera review, you may also tender some argument or explanation in support of your assertions of privilege, particularly in light of the materials which you have already produced. While I obviously do not expect to be provided with copies of the underlying materials unless and until Judge Sippel has determined that they should be produced to me, I believe that I am entitled to receive a copy of any explanatory presentation you may make to the Judge in connection with your assertions of privilege, and I reserve the right to respond to any such presentation.

In addition to the matter of in camera review, Judge Sippel also instructed me to ask you to provide an explanation for the lack of any supporting "diary" relative to the Statement, dated March 21, 1991, addressed to Micheal L. Parker, Reading Broadcasting, Inc., which you

BECHTEL & COLE

CHARTERED

Alan C. Geolot, Esquire  
March 20, 2000  
Page Two

provided to me on March 9, 2000. A copy of that Statement is also included for your ease of reference. That statement specifically references an "attached diary", as did virtually all of the other statements which you had previously provided to me. However, where the other statements did include, as attachments, itemized listings of individual attorneys' time -- which I understand were the "diaries" mentioned in the statements -- the March 21, 1999 Statement did not include any such diary.

Tom Hutton indicated during this morning's conference call that you had advised him that no such diary was located. Judge Sippel indicated that he would like a more detailed explanation concerning this matter, and asked me to so advise you.

A similar matter which was not raised during this morning's conference call but which is related to the items listed in your Privilege Log is the question of the existence of statements for professional services on the "Partel, Inc./KCBI Matter" account. Documents previously produced indicate that, as of September, 1992, that account had an outstanding balance of approximately \$40,000. Despite that, you have thus far produced no statements for the "Partel, Inc./KCBI Matter" account prior to the September, 1992 statement which reflect the source of the outstanding balance on that account, even though the previously-produced documents also suggest that Sidley & Austin billed with regularity, apparently monthly. I would appreciate it if you would provide a detailed explanation of your failure to produce any such statements.

Finally, with respect to the scheduling of the depositions of Mr. Wadlow and Ms. Friedman, Judge Sippel suggested that we attempt to schedule them for next week, in the hope that all questions concerning document requests may be resolved by then. Accordingly, I would appreciate it if you would consult with the deponents as to their availability next week.

Thank you for your cooperation in these matters. Please feel free to call me if you have any questions about any of this.

Sincerely,



Harry F. Cole

cc: The Honorable Richard L. Sippel (by telecopy - 202-418-0195)  
Thomas J. Hutton, Esquire (by telecopy -202-955-5564)  
James Shook, Esquire (by telecopy - 202-418-1124)

**PRIVILEGE LOG**

<b><u>TO</u></b>	<b><u>FROM</u></b>	<b><u>DATE</u></b>	<b><u>DOCUMENT TYPE AND SUBJECT MATTER</u></b>	<b><u>PRIVILEGE</u></b>
Micheal L. Parker	R. Clark Wadlow	11/14/91	Letter Regarding Billings	Attorney/Client
Micheal L. Parker	Sidley & Austin	9/19/91	Statement for Professional Services	Attorney/Client
Micheal L. Parker	R. Clark Wadlow	9/19/91	Letter Regarding Statement for Professional Services	Attorney/Client
Micheal Parker	Evan Carb	7/10/91	Fax Cover Sheet	Attorney/Client
Patricia Glaser	Evan Carb	7/10/91	Fax Cover Sheet	Attorney/Client
Patricia L. Glaser cc: Mike Parker Peter Casciato	R. Clark Wadlow	6/21/91	Letter Regarding Christine Shaw	Attorney/Client
Evan Carb	Patricia L. Glaser	6/20/91	Fax Cover Sheet	Attorney/Client
Evan Carb cc: Christine Shaw Peter Casciato	Patricia L. Glaser	6/20/91	Fax/Letter Regarding Christine Shaw	Attorney/Client
Donna R. Searcy	Evan D. Carb	4/10/91	Draft Letter Regarding Refund of Fees Paid for Frequency Coordination	Attorney Work Product
Micheal Parker	Evan D. Carb	4/10/91	Fax Cover Sheet	Attorney/Client
Christine E. Shaw	Evan D. Carb	4/10/91	Letter Regarding Dismissal of Assignment of Short-Wave License With Attached Drafts	Attorney/Client and Attorney Work Product
George Jacobs	Evan D. Carb	1/9/91	Letter Regarding Assignment of License - FCC File No. BALIB-901130ME	Attorney/Client

# SIDLEY & AUSTIN

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

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03-504-3800 FAX: 03-504-1009

March 21, 1991

Mr. Micheal L. Parker  
Reading Broadcasting, Inc.  
1729 N. 11th Street  
Reading, Pennsylvania 19604

PLEASE INDICATE ON REMITTANCE  
THE REFERENCE NUMBER BELOW:  
REFERENCE 7703/10010

For professional services rendered  
through February, 1991.

FCC Representation  
(see attached diary)

200.00

## DISBURSEMENTS

Document processing	1.20
Shipping	9.50
Telephone toll	<u>6.00</u>

TOTAL DISBURSEMENTS	16.70	<u>16.70</u>
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SUBTOTAL		216.70
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ACCOUNT RECEIVABLE BALANCE (as of February 28, 1991)		<u>5,385.80</u>
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TOTAL		<u>\$5,602.50</u>
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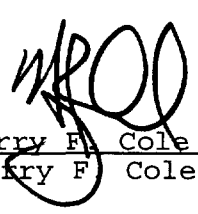
CERTIFICATE OF SERVICE

I hereby certify that, on this 20th day of March, 2000, I caused copies of the foregoing "Supplement to 'Second Status Report Concerning Discovery on Phase II Issues and Request to Hold Procedural Dates in Abeyance'" to be hand delivered (as indicated below), addressed to the following:

The Honorable Richard L. Sippel  
Chief Administrative Law Judge  
Federal Communications Commission  
445 12th St., S.W. - Room 1-C864  
Washington, DC 20554  
(BY HAND)

Norman Goldstein, Esquire  
James Shook, Esquire  
Enforcement Bureau  
Federal Communications Commission  
445 12th Street, N.W. - Room 3-A463  
Washington, D.C. 20554  
(BY HAND)

Thomas J. Hutton, Esquire  
Randall W. Sifers, Esquire  
Holland & Knight, L.L.P.  
2000 K Street, N.W.  
Suite 200  
Washington, D.C. 20037-3202  
Counsel for Reading Broadcasting, Inc.  
(BY HAND)

  
/s/ Harry F. Cole  
Harry F. Cole